

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Social Welfare – Land Acquisition – Nizamabad District – Vailpoor Village and Mandal - Acquisition of Land to an extent of Ac. 3.10 guntas bearing Sy. Nos. 688/1,2 and 689/5 acquired for providing house sites to the weaker section's people – Sanction of Rs 29,38,384/- towards half of the decretal charges, as per interim direction of the Hon'ble High Court in LAAS No. 203/09 - Orders - Issued.

SOCIAL WELFARE (LA) DEPARTMENT

G.O. Rt. No. 725

Dated: 22 . 10. 2009

Read the following

1. From the Dist. Collector, Nizamabad, Lr. No. G2/1117/2009, dated: 7/5/2009.
2. From the Commissioner of Social Welfare, Hyderabad., Lr. No. LA2/3812/2009, dt. 15/5/09.
3. From the CCLA, AP, Hyderabad, Lr.No.G3/718/09, ,
Dated: 29.6.2009

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O R D E R:-

In the reference 3rd read above, the Chief Commissioner of Land Administration, AP, Hyderabad, has stated that the Collector, Nizamabad District, has reported that the land to an extent of Ac. 3.10 gts, bearing Sy. No. 688/1,2 and 689/5 situated within the limits of Vailpoor Village & Mandal was acquired for providing house sites to weaker section's people. The L.A.O/R.D.O., Nizamabad has fixed market value of the lands at Rs. 22,000/- per acre and paid compensation. Aggreived by the orders of LAO/RDO, the awardees have filed protest petition U/s 18 of the LA Act. The LAO/ RDO referred the matter to the Court of the 1st Additional District Judge, Nizamabad for adjudication. The Hon'ble Court has passed a judgment and decree in O.P. No. 1197/2000 on 2/4/2008 duly enhancing the marked value of the said land to Rs. 120/ per Sq.Yd with admissible benefits of 30% solatium and 12% additional market value and 9% interest for one year and thereafter 15% interest till realization of the amount, on the three components ie., market value, 30% solatium and 12% Addl. Market Value from the date of notification ie., 20/1/1999 to 28/2/1999 ie., the date of possession of the land acquired. Aggreived by the said orders of The 1st Additional District Judge, Nizamabad in O.P.No. 1197/2000, dated 2/4/2008, the Revenue Divisional Officer and Land Acquisition Officer, Nizamabad has filed L.A.A.S.No. 203/2009 together with LAASMP No. 389/2009 before the Hon'ble High Court of AP. The Hon'ble High Court, in its interim orders, vide LAASMP.No. 389/09 in LAAS. No. 203/09, dated 01.04.2009 has ordered to grant stay of the Lower Court Judgment, dt. 2/4/2008 on condition of depositing 50% decretal amount. The Collector, Nizamabad District and Commissioner of Social Welfare, AP., Hyderabad., have therefore, requested for release of Rs. 29,38,384/- towards half of the decretal charges for the land acquired for providing of house sites to the weaker section's people of Vailpoor Village and Mandal, Nizamabad District, acquired in 1999.

2. The Chief Commissioner of Land Administration, AP., Hyderabad, after scrutiny of the proposal of the District Collector, Nizamabad and the Calculation Statement furnished by the Collector's Office, has requested the Government for sanction of an amount of Rs. 29,38,384/-, towards half of the decretal charges in respect of the land acquired.

(P.T.O.)

3. After careful examination of the matter, Government hereby accord sanction to the Commissioner of Social Welfare, AP, Hyderabad to release an amount of Rs.29,38,384/- (Rupees Twenty nine lakhs thirty eight thousand and three hundred and eighty four only) to the District Collector, Nizamabad District, towards depositing half of the decretal charges on the balance of the land value, as per interim orders of Hon'ble High Court, dt. 1/4/09 in LAAS MP.No. 389/09 in LAAS No. 203/09.

4. The amount sanctioned in para (3) above shall be met within the BE 2009-10 and debited to the following Head of Account:

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites to weaker section's under Indiramma Programme - 310/312 – other Grants-in-aid”

5. The Commissioner of Social Welfare, A.P., Hyderabad, is requested to issue necessary proceedings to the District Collector, Nizamabad accordingly, in order to comply with the interim orders of the Hon'ble High Court, AP., Hyderabad in LAASMP No. 389/09 in LAA.S. No. 203/09, dated 01/04/2009.

6. The District Collector, Nizamabad shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department as per the instructions of Finance Department issued vide U.O.Note No.12869/196/A1/Exp.SW/2009, dated..22.05.2009 and Fin. Dept., U.O. No. 15926/256/A1/1/Expr.SW/09, dated.17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Social Welfare, A.P., Hyderabad.
The Chief Commissioner of Land Administration, AP, Hyderabad.
The District Collector, Nizamabad District..

Copy to:

The Director of Treasuries & Accounts, A.P. Hyderabad.
The Accountant General, A.P., Hyderabad
The District Treasury Officer, Nizamabad District.
Finance (Exp.SW/BG) Department.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER